

In the Supreme Court of the State of Idaho

IN RE: AMENDMENT OF IDAHO CHILD)
SUPPORT GUIDELINES, (I.C.S.G.) SECTION) ORDER AMENDING
6(a)) RULE
_____)

The Court having amended Section 6(a) of the Child Support Guidelines in Rule 6(c)(6) of the Idaho Rules of Civil Procedure on April 13, 2010, and inadvertently deleting a portion of the rule, hereby amends Section 6(a) to add back the inadvertently deleted language.

NOW, THEREFORE, IT IS HEREBY ORDERED that the Child Support Guidelines (I.C.S.G.), as they appear in the Idaho Rules of Civil Procedure (I.R.C.P.) in the volume published by the Idaho Code Commission be, and they are hereby, amended as follows:

That Section 6(a) of the Child Support Guidelines in Rule 6(c)(6) of the Idaho Rules of Civil Procedure (I.R.C.P.) be, and the same is hereby, amended to read as follows:

Section 6. Guidelines Income Determination – Income Defined. For purposes of these Guidelines, Guidelines Income shall include: (a) the gross income of the parents and (b) if applicable, fringe benefits and/or potential income; less adjustments as set forth in Section 7.

(a) Gross Income Defined.

(1) Gross income.

(i) Gross income includes income from any source, and includes, but is not limited to, income from salaries, wages, commissions, bonuses, dividends, pensions, interest, trust income, annuities, social security benefits, workers' compensation benefits, unemployment insurance benefits, disability insurance benefits, alimony, maintenance, any veteran's benefits received, education grants, scholarships, other financial aid and disability and retirement payments to or on behalf of a child. The court may consider when and for what duration the receipt of funds from gifts, prizes, net proceeds from property sales, severance pay, and judgments will be considered as available for child support. Benefits received from public assistance programs for the parent shall be included except in cases of extraordinary hardship. Child support received is assumed to

be spent on the child and is not income to the parent. Payments received as a result of the child's disability are not income of either parent.

IT IS FURTHER ORDERED, that this order and this amendment shall be effective the first day of July, 2010.

IT IS FURTHER ORDERED, that the above designation of the striking of words from the Rules by lining through them, and the designation of the addition of new portions of the Rules by underlining such new portion is for the purposes of information only as amended, and NO OTHER AMENDMENTS ARE INTENDED. The lining through and underlining shall not be considered a part of the permanent Idaho Child Support Guidelines (I.C.S.G.).

IT IS FURTHER ORDERED, that the Clerk of the Court shall cause notice of this Order to be published in one issue of *The Advocate*.

DATED this 20th day of May, 2010.

By Order of the Supreme Court

R. Burdick
Roger S. Burdick, Vice Chief Justice

ATTEST: Stephen Kenyon
Clerk

I, Stephen W. Kenyon, Clerk of the Supreme Court of the State of Idaho, do hereby certify that the above is a true and correct copy of the order entered in the above entitled cause and now on record in my office.

WITNESS my hand and the Seal of this Court 5/20/10

STEPHEN W. KENYON Clerk

By: Kimberly Gove Deputy